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Attorneys for Defendant

CITY AND COUNTY OF SAN FRANCISCO

UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF CALIFORNIA

DESHON MARMAN,

Plaintiff,

vs.

U.S. AIRWAYS, INC., an Arizona
 Corporation, JOHN DOE 1 (Pilot), JANE DOE
 2, John & Jane Does 3-10 (airline employees);
 Officer CALVIN TOM, #821, police officer,
 John & Jane DOES 11-30 (police officers
 and/or municipalities), and the CITY AND
 COUNTY OF SAN FRANCISCO

Defendants.

Case No. 13 CV 2755 CRB

STIPULATED VOLUNTARY DISMISSAL WITH PREJUDICE F.R.C.P. 41(a)(1)(A)(ii)

Further CMC: February 21, 2014
 Time: 8:30 a.m.
 Place: Courtroom 6, 17th Fl.
 San Francisco, CA 94102

1 The undersigned parties, through their counsel, STIPULATE and AGREE that plaintiff Deshon
 2 Marman will and hereby does voluntarily dismiss with prejudice defendants Calvin Tom, the City and
 3 County of San Francisco (including its employees, agents, predecessors, successors and affiliate
 4 entities), and John and Jane Does 11-30 (police officers and/or municipalities) (hereafter the "San
 5 Francisco Defendants") under the following circumstances:

6 1. Plaintiff Deshon Marman filed this lawsuit seeking money damages against *inter alia*,
 7 the San Francisco Defendants, as a result of a June 15, 2011 incident at the San Francisco Airport;

8 2. Plaintiff and the San Francisco Defendants, through their authorized representatives,
 9 reached an agreement on the terms of a settlement with respect to the San Francisco Defendants,
 10 which terms have been captured on a separate settlement agreement signed by plaintiff and approved
 11 by counsel for the San Francisco Defendants and Plaintiff's counsel.

12 3. Defendants US Airways, Inc., Captain Dominic Currier, Phyllis Guss-Davis, and
 13 Johanna Ellison (the "Airline Defendants") have agreed to this Dismissal in light of FRCP
 14 41(a)(1)(A)(ii)'s requirement that voluntary dismissals be "signed by all parties who have appeared."
 15 Marman, the San Francisco Defendants, and the Airline Defendants all understand and agree that the
 16 Airline Defendants' execution of this Dismissal is without prejudice or effect as to any rights,
 17 defenses, obligations, or arguments whatsoever that may exist between Marman and the Airline
 18 Defendants or between the San Francisco Defendants and the Airline Defendants.

19 THEREFORE, the parties hereby STIPULATE and AGREE that defendants Officer Calvin
 20 Tom, the City and County of San Francisco (including its agents, employees, agents, predecessors,
 21 successors and affiliate entities), and John and Jane Does 11-30 (police officers and/or municipalities)
 22 be DISMISSED from this action WITH PREJUDICE.

23 IT IS SO STIPULATED.

24 Dated: February 20, 2014

LAW OFFICE OF DENNIS CUNNINGHAM
 SINGLETON LAW FIRM

25
 26 By: /s/ Dennis Cunningham
 DENNIS CUNNINGHAM
 Attorneys for Plaintiff
 27 DESHON MARMAN
 28

1 Dated: February 20, 2014

DENNIS J. HERRERA
City Attorney
CHERYL ADAMS
Chief Trial Deputy
MICHAEL GERCHOW
Deputy City Attorney

2
3
4 By: /s/ Michael Gerchow
5 MICHAEL GERCHOW
6 Attorneys for Defendant
CITY AND COUNTY OF SAN FRANCISCO

7 Dated: February 20, 2014

O'MELVENY & MYERS LLP

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9 By: /s/ Adam Kohsweeney
10 ADAM KOHSWEENEY
11 Attorneys for Defendant
U.S. AIRWAYS, INC.

12 PURSUANT TO STIPULATION, IT IS SO ORDERED.

13
14 DATED: February 28, 2014

